

A regular meeting of the Elma Town Board was held on Wednesday, July 17, 2024, at 7:00PM at Elma Town Hall, 1600 Bowen Road, Elma, New York, with the following members present:

Supervisor	Wayne Clark
Councilman	Leroy Kupczyk
Councilman	Joseph Macaluso
Councilman	Daryl Nolan
Councilman	Tracy Petrocy
Also:	
Building Inspector	Joseph Colern
Highway Superintendent	Howard Diehl
Plant Manager	Brian Fiden
Town Attorney	Phyllis Todoro
Sewer Plants	Timothy Walczyk
Town Engineer	James Wyzykiewicz

The meeting was opened with the Pledge of Allegiance.

Making the legal notice on the Public Hearing for Drainage District #210 at 5980 to 6050 Seneca Street, Elma NY part of the minutes. Supervisor Clark opened the public hearing at 7:01pm. No one spoke for or against. Supervisor Clark closed the public hearing at 7:04pm.

Councilman Nolan made the motion and Councilman Kupczyk seconded the motion to approve Drainage District #210 at 5980 to 6050 Seneca St, Elma NY on the condition that the retention ponds be completed within 60days by Mr. Tucker. Ayes-5. Noes-0. Carried.

Councilman Kupczyk made the motion and Councilman Macaluso seconded the motion to approve the minutes from the June 19, 2024, meeting. Ayes-5. Noes-0. Carried.

Department Reports:
Building Inspector Joseph Colern presented the monthly report for June 2024 with 39 permits issued, \$22,562.61 fees collected and the estimated value of construction \$6,580,261.00. Mr. Colern would like to proceed to prosecute the property owner at 1201 Bullis Rd, Elma NY for numerous code violations.

Councilman Petrocy made the motion and Councilman Nolan seconded the motion to add an item to the agenda. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Kupczyk seconded the motion to approve Mr. Colern to proceed to prosecute the property owner at 1201 Bullis Rd, Elma NY for numerous code violations. Ayes-5. Noes-0. Carried.

Water Department Plant Manager Brian Fiden noted work on the replacement of the SCADA system will be starting next week and should be completed by August 5th, 2024. The water department will be working 12-hour shifts, seven days a week until the project is completed. Highway Superintendent Howard Diehl noted that the totem pole from (Iroquois School) Red Hawk Central School has been removed from the campus and has been moved to the Historical Society Museum.

Councilman Kupczyk made the motion and Councilman Macaluso seconded the motion to approve a negative declaration on a short form SEQR for Buffalo Reclaimed at 7651 Seneca St, Elma NY. Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Kupczyk seconded the motion to approve a Business Use Permit for Bufalo Reclaimed at 7651 Seneca St, Elma NY for selling home décor that is manufactured at another shop in back. The shop will screen print apparel. The Building Inspector notes fire inspection required within 30 days and a sign permit is required for advertising. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Nolan seconded the motion to approve a negative declaration on a short form SEQR for McDermott Consulting LLC at 5763 Seneca St, Elma NY. Ayes-5. Noes-0. Carried.

Councilman Petrocy made the motion and Councilman Kupczyk seconded the motion to approve a Business Use Permit for McDermott Consulting LLC at 5763 Seneca St, Elma NY for an employee benefits consultant and Medicare Agent office administration. The Building Inspector notes fire inspection required and a sign permit is required. Ayes-5. Noes-0. Carried.

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Councilman Nolan made the motion and Councilman Macaluso seconded the motion to approve a negative declaration on a short form SEQR for Moog at 6010 Seneca St, Elma NY.
Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Macaluso seconded the motion to approve a Business Use Permit for Moog at 6010 Seneca St, Elma NY for storage for machinery parts and tooling. The Building Inspector notes fire inspection required on the building.
Ayes-5. Noes-0. Carried.

Councilman Nolan made the motion and Councilman Kupeczyk seconded the motion to approve the following resolution for a budget amendment to increase appropriations for the purchase of a Building truck: (#1) WHEREAS, the Town wishes to provide for funding for a new pickup truck for the Building Department, and WHEREAS, the Town Board wishes to provide funding for such expenses, and WHEREAS, the Town's 2024 adopted budget does not currently include such funding NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the amendment of budgetary appropriations in the Town's 2024 adopted budget as follows: Increase Appropriations: A3620.202--Building Equipment--\$45,000.00 and Increase Revenue: A4089--Federal Aid - Other--\$45,000.00. (#2) Resolution for a budget amendment to increase appropriations for the Bullis Road water break repair as follows: WHEREAS, the Town wishes to provide for funding for repair work on Bullis Road due to a water break, and WHEREAS, the Town Board wishes to provide funding for such expenses, and WHEREAS, the Town's 2024 adopted budget does not currently include such funding NOW, THEREFORE, be it RESOLVED, that the Town Board hereby authorizes the amendment of budgetary appropriations in the Town's 2024 adopted budget as follows: Increase Appropriations: SW8310.405--Pipe Line Repair--\$47,000.00 and Increase Revenue: SW4089--Federal Aid - Other--\$47,000.00.
Ayes-5. Noes-0. Carried.

Councilman Kupeczyk made the motion and Councilman Macaluso seconded the motion to approve the purchase of a 2024 pick-up truck for the building department from Delacy Ford at the cost of \$45,068.52. A quote from Towne Automotive Group at the cost of \$45,861.93 was also received. The old truck will be salvaged once the new truck is in service.
Ayes-5. Noes-0. Carried.

Councilman Kupeczyk made the motion and Councilman Macaluso seconded the motion to approve the Bullis Rd repair work from the water break to Northeast Diversification Inc at the cost of \$43,400. A quote from Occhino Corp was also reviewed at the cost of \$46,000.
Ayes-5. Noes-0. Carried.

Councilman Kupeczyk made the motion and Councilman Nolan seconded the motion to approve Vouchers/Warrant #7 claim #435 thru #523 as follows: General Fund \$37,606.97; Highway Fund \$19,766.72; Water District \$19,772.18; Special District \$52,753.93. Ayes-5. Noes-0. Carried.

The next Work Session will be August 21, 2024, at 6:00pm and the Town Board meeting on at 7:00pm.

All have received the Planning, Zoning and Conservation Board agendas and minutes that apply.

Supervisor Clark announced an Executive Session at 7:25pm regarding a personnel matter and pending litigation. Adjourning immediately following this session with no motions taken.
All in favor. Carried.

Executive Session was adjourned at 8:30PM. All in favor. Carried.

Councilman Kupeczyk made the motion and Councilman Macaluso seconded the motion to adjourn the meeting at 8:30PM. All in favor. Carried.

Respectfully submitted with notes taken by Town Attorney Phyllis Todoro